**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT :**

**THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR**

**MONDAY, THE 19TH MARCH 2007 / 28TH PHALGUNA 1928**

**WP(C).No. 2125 of 2006(C)**

**PETITIONER:**

**M/S. SAKTHI TIMBERS & SAW MILLS,
CHUNNAMBUTHARA, PALAKKAD REPRESENTED BY
MANAGING PARTNER K. SHANMUGHAM.**

**BY ADV. SRI.M.C.JOHN**

**RESPONDENTS:**

1. **THE ADDITIONAL SALES TAX OFFICER NO.II,
FIRST CIRCLE, PALAKKAD.**

2. **THE APPELLATE ASSISTANT COMMISSIONER
OF COMMERCIAL TAXES, PALAKKAD.**

**BY SR. GOVERNMENT PLEADER SRI.MOHAMMED RAFIQ**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 19/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

K.BALAKRISHNAN NAIR, J.

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W.P.(C).No.2125 of 2006-C

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Dated this the 19th day of March, 2007

**JUDGMENT**

The petitioner has preferred Ext.P2 appeal against Ext.P1 assessment order. Along with the appeal memorandum it has preferred Ext.P3 stay application. Ext.P5 demand notice was issued requiring to pay the amount due under Ext.P1. While so, this writ petition was filed. During the pendency of the writ petition, now another demand notice has been issued, which is produced as Ext.P6.

2. Heard the learned Government Pleader for the respondents.

3. The second respondent is directed to consider and pass orders on Ext.P3 stay application, within two weeks from the date of production of a copy of this judgment. Recovery pursuant to Exts.P5 and P6 will be kept in abeyance for one month from today.

The Writ Petition is disposed of as above.

K.BALAKRISHNAN NAIR, JUDGE.

MS